

8-27. Administrative Enforcement: Issuance of Consent Orders and Final Orders (Subtitle I)

1. AUTHORITY. Pursuant to Subtitle I of the Solid Waste Disposal Act (SWDA), as amended, to:

- a. Issue final orders (including consent orders) that assess penalties and/or require compliance, that are the result of settlements between the Agency and respondents through administrative enforcement actions under Subtitle I of the SWDA, as amended; and,
- b. Approve field citations.

2. TO WHOM DELEGATED.

- a. The authorities in 1.a. are delegated to the Regional Judicial and Presiding Officer.
- b. The authority in 1.b. is delegated to director, Land and Chemicals Division (LCD) and the associate director, Office of RCRA Programs, LCD.
- c. This authority does not include the authorities addressed in delegation 8-25.

3. REDELEGATION AUTHORITY.


- a. This authority may not be redelegated without formal amendment.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

4. ADDITIONAL REFERENCES. Section 9006 of the SWDA.

5. SUPERSESSION.

- a. EPA Notice R-08-01. Regional Delegation and Regional Order Pen and Ink Changes: Land and Chemicals Division Reorganization, (July 21, 2008).
- b. Delegations Manual, SWDA, Regional Delegation 8-27. Administrative Enforcement: Issuance of Consent Orders and Final Orders (Subtitle I), 1200 TN RIII-106, (June 7, 1995).

Date 9/6/2017


Cecil Rodrigues
Acting Regional Administrator